

57

Notice of Allowability	Application No.	Applicant(s)	
	10/018,890	BENGTSOON ET AL.	
	Examiner	Art Unit	
	Ghassem Alie	3724	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 12/06/04.
2. ☒ The allowed claim(s) is/are 1-9 and 11-19.
3. ☒ The drawings filed on 06 December 2004 are accepted by the Examiner.
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|--|
| 1. <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ | 7. <input type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |

Reasons for Allowance

1. The following is an examiner's statement of reasons for allowance: The claims are allowable because the prior art fails to teach that the rotating pipe of the second washer has on each side of an intermediate portion a portion with increased diameter and the a water inlet is arranged in the portion with increased diameter and the intermediate portion is perforated as set forth in claim 1.

Regarding claim 1, Entes (4,549,478) teaches a washing installation including a first washer for washing slices of root vegetable with water. Entes also teaches a second washer in the form of a rotating pipe supplied with water at an infeed end for the slices of the root vegetable washed during slicing. Entes also teaches a third washer with a foraminated conveyor for an additional washing of the slices of root vegetable discharged from the pipe. Entes does not teach that the rotating pipe of the second washer has on each sides of an intermediate portion a portion with increased diameter and the a water inlet is arranged in the portion with increased diameter and the intermediate portion is perforated as set forth in claim 1.

Zittle (6,263,785) teaches a rotating tube washer for washing food product and including a perforated portion along the entire tube and a water inlet on both sides of the rotating tube washer. However, Zittle does not teach that the rotating pipe of the second washer has on each sides of an intermediate portion a portion with increased diameter and the a water inlet is arranged in the portion with increased diameter and the intermediate portion is perforated as set forth in claim 1.

Art Unit: 3724

None of these references by themselves or in combination with the other prior art cited teach the claimed invention set forth in claim 1.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Comment

2. Due to the amendment to the drawing, amendment to the specification, and amendment to the claims including cancellation of claims 10 and 20-22, rejection of claims 1-22 under 35 U.S.C. 112, first and second paragraphs, and objections to the drawing and the specification are withdrawn.

Conclusion

3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Zittel (5,752,431), Zittel et al. (5,669,288), Kearney et al. (2,909,872), and Zittel (4,875,344) teach a rotating tube washer.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ghassem Alie whose telephone number is (571) 272-4501.

The examiner can normally be reached on Mon-Fri 8:30 am - 5:00 pm.

Art Unit: 3724

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Allan Shoap can be reached on (571) 272-4514. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, SEE <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (too-free).



Allan N. Shoap
Supervisory Patent Examiner
Group 3700

GA/ga

March 3, 2005